G. R. S. IX-5]

Previous references.

1902
~~191~~
(S. R.)

File No. 268.

Serial Nos. 1–4

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1–4.

Major ~~Part~~ B for March 1904.

SUBJECT.

Inam claim to the toddy Revenue of Kayamgutta Yedahalli village, Mysore Tq:

81:4 To, The Excise Commissioner.
The Comptroller.
No: 264-5 Dt 21.3.04

Allows the claim of the Inamdars of Yedahalli village, Mysore Tq: to the toddy Excise Revenue of the village.

Countermarked

W D 88—GPB—50,000—24-7-16

Indexed:
L. Srinivasa Rao.

Section S. R.
File No 268-02
Serial No Notes

OFFICE OF THE DEWAN OF MYSORE,
(REVENUE AND GENERAL DEPARTMENTS).

(Full Office Note.)

Subject.

Letters nos $\frac{4572}{240}$ + $\frac{6443}{256}$; dy 11/2/03 + 11/2/04.

Inam claim to the toddy revenue of Kayamgulla Yedahalli village, Mysore.

Note.

The claim is supported by the Samudam title deed and long enjoyment. There is a grove but no shop in the village. This is a clear case and the claim may be allowed subject to rules 2 and 13, as it is stated by the Amildar + Excise Commr. that no amount is due to the Inamdars for 1897-98 under rule 5. The lumpsum grant to be made under rule 13 has not been fixed.

Draft Lrd.

Mr 24/3/04. There is one point on which I entertain a doubt. Although the demand (under the rent of grove farm) was Rs 144, only Rs 130 was collected leaving a balance of Rs 14

* 1. Statement of case in narrative form in regular sequence of subject matter or date.
2. Opinions to be stated only as supported by precedents, or general rules which should always be quoted.
3. Serial numbers in file, &c., to be always stated.
4. Dates of important documents referred should be given.
5. Write on both sides, leaving the same side as margin.

‡ 1. No. and date of latest letter or paper.
2. Catch words to show nature of subject.
3. Subject to be in red and body of note in black ink.

It is ordered in the draft forms
Rule [illegible] as well as in the
Excise Commr's letter that
the Inamdar is to get Rs 144
minus Rs 8·64 or Rs 135·36
This means that the Govt
will sustain a loss of Rs 5·36
on the transaction (as only Rs
130 was collected besides the
loss of establishment charges
There must be many
such cases in which the entire
demand was not collected, I
think that a general ruling
is perhaps desirable (viz that
only the collection exclusive of
irrecoverable arises will be
taken into consideration)

7/3/04

Submit to the Govt
through the 2nd Commr

765
9-3-04

2nd Commr. We do not see why the
question of remission may not be
referred to Govt. 10/3/04

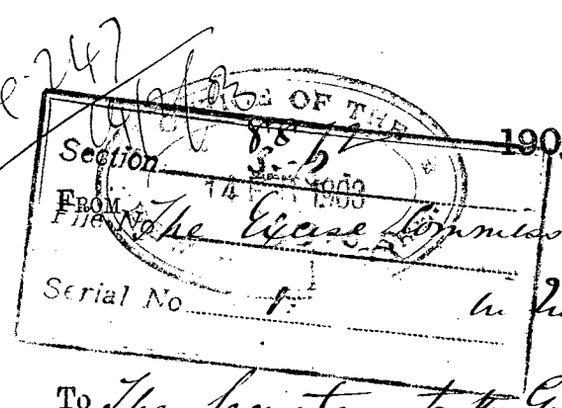
Question of remission may be referred to Govt

3

Submitted to the Dewan Saheb
for approval of the draft

11-3-1904

EE 247



From The Excise Commissioner, Mysore

To The Secretary to the Government of His Highness the Maharaja of Mysore General and Revenue Depts.

Dated 7th February. 1903.
Despatched 11
Received

General No. 4572
No. 240

Enclosure No. 1 file

Submits the record of enquiry relating to the loddy revenue of Yedahalli Inam village, Mysore Taluk.

Encl
14.2.03

Filed with a draft

Issued 18/4/03

Filed 18/4/03

No 4:72
24

Excise Office of the Excise Commissioner
in Mysore

Dated Bangalore 7th February 1903.
11

From

The Excise Commissioner,
in Mysore.

To

The Secretary to the Government of
His Highness the Maharaja of Mysore
General and Revenue Depts

Sir,

In submitting herewith the record of
enquiry relating to the Toddy revenue of
Yedahalli Inam Village, Mysore Taluk, I
have the honor to state that I concur
the investigating Officer's opinion that the
Inamdar is entitled to Excise Revenue from
Toddy. There is no toddy shop but there is
only a date grove in the village. Accordingly
the revenue is payable to him subject
Rules 2, 5 and 13 in Government Proceedings
No 2076-83
R.T. 166-92, dated 2nd August 1901.

I have the honor to be
Sir,
Your Most Obedient servant

S. Venkatarangaya
for Excise Commissioner
in Mysore

15

Mysore		~~Name~~ Name of Taluk.
Lingambeedi Hobale		Name of Hobale Sammat or Magane
Sabbanimuya Guda Hally		Name of Seeva Inam, Jodi or Kayamgutta
1. Mallikarjunappa. Since deceased who his Son Siddappa. 2. Dr Nanjappa 3. Dr Siddappa 4 Hudappa since given away in adoption to a different family		Name of Inamdar or Kayamguttadar
1. Sanad dated 14th April 1828 2. Title deed dated 1st December 1880 3. Mutchalikas executed by former Cultivators. On perusal of the original documents they have returned to the party owning & pleas thereof		documents to be relied upon
Siddappa		witnesses Examined

Ogie. Mysore
1574 Sq.

No 12

Calendar of a Claim to Land

the amount of Claim is for Excise rents only for the present as there is no Shendy Shop now -		Finding
The amount depends upon the number of times tapped during the year and the contract amount of each year (Rs 144 - - - - - under Rule 2. (b)		amount awarded if any
The Claims of the Inamdars of Sarvamanya Gyadanally village in the Mysore Taluk to Toddy Revenue of the village are based on the Title deed, Sanad and the Putchalikas by Conducters, which fully support them. One of the Inamdars present States that of late there is no Shendy Shop maintained in the village. He will however be entitled to Excise Revenue if the Shop is opened in the village. The finding will therefore be in favour of the Inamdars viz that their Claim to Excise Revenue and the rent will be recognized subject of course to the payment of usual Cesses and Establishment Charges - Rule 13 applies Till then Inamdar has to get an annual lump sum grant as per		finding of decision Rules quoted above.

7 Revenue Inquiries under Sec 5 (1) (b) of Land Revenue Code 1888 with Land Commissioner Mysore as Arbitrator

Land Commissioner

3. Encls to 81 : 1.

The claims of the Inamdars of Sarvamanya Yadahalli village in the Mysore Taluk & Toddy revenue of the village are based on the Title Deed, Sanad & the Mutchalikas. by Contractors, which fully support them.

one of the Inamdars presents states that, of late there is no Shendy shop maintained in the village He will however be entitled to Excise revenue if the shop is opened in the village

My finding will therefore be in favor of the Inamdars, viz that their claims to Excise Revenue & free Rent will be recognised, subject

course. for the payment of annual

cesses + Establishment charges
Under Cl 13 Sec IV he is also entitled to get an annual lump
sum grant.

Asst Comm

15.4.02.

Mysore

4

Section SN.
File No 268-02.
Serial No 2.

No 631
Cy 7/12-01
Dy 23/5/03 Cuchy

To Revenue Comr &
in Mysore

His letter no
4572 - 2409 7/11 dt 19/5/03
& leg. the record of
enquiry relating
to the inamdar's
claim to the toddy
presence of the Sama
mangala Yedahalli
village, Mysore
Taluk, Mysore Distd.

In returning
the enclosures read
with the above beg
the honor to request
that the amount
awarded to the
inamdar for the
past 7 years under

The draft is in accordance with
Govt orders on the office draft
sent to Govt Comrs letter no 4567 9/11.2.03
285

4
11/5/03

RJ 08/5-12.5.03
10286

preceo 245. maybee
assessed & entered
in the Column "amount
of Cess", amended" in
the Calendar & the
record presented to
Court. the amount
of Cess, assessed,
to the mandan-
shewed also the
specifics.

B.C.

Cert
15.V.03

20/5/03

Jane surprised
that she is
not dead by
this time.

Ex 329 9/12/2/04

Section SM.
File No 268-02.
Serial No 3.

MYSORE GOVERNMENT
1 FEB 1904
CENTRAL & REVENUE SECRETARIAT

1904

From S. Narayana Rao, B.A.,
Ex-officio Commissioner
Mysore.

To L. Ananthaswami Rao Esqr., B.A.,
Offg. Secretary to the Government of
His Highness the Maharaja of Mysore
General and Revenue Depts.

Dated 10th
Despatched 11th
Received
} February 1904.

General No. 6443
No. 256
Enclosure No. 1 file

Subject

Resubmitting the record of enquiry relating to the Inamdar's claim to the Toddy Revenue of the Sarvamanyam Gadahally village, Mysore Taluk.

Encl
11. 2 n.

Read 12/2/04

Draft Subd
12/2/04

6443/256 Encl (1)

No.

Excise Commissioner's Office
Dated, Bangalore 10th February
1904.

From J. N. Ramaraja Iyer B.A.,
Excise Commissioner in Mysore

To

L. Srinivasa Rao, Esquire B.A.,
Offg Secretary to the Government of His
Highness the Maharaja of Mysore,
General and Revenue departments

Sir,

Adverting to your docket No. 631/Ex.J.12-01 dated 23rd May last, I have the honor to resubmit the record of enquiry, relating to the Inamdar's Claim to the Toddy Revenue of the Sarvamanyam Yedahally village, Mysore Taluk, duly noting in the Calendar the amount awarded under Rule 2. No amount is due under Rule 5.

2. A Sum of Rs 75-10-0 has been advanced to the Inamdars (Vide the Deputy Commissioner's No. 221, dated 9th ultimo herein enclosed).

I have the honor to be,
Sir,

Your most obedient servant

R. Gopalaswami

for Excise Commissioner
Mysore

7

Section S.N.
File No Ke 02.
Serial No 4

Mysore Govt. Gen. & Rev. Secretariat, Excise Branch.

Office Draft.

Progs. of the Govt. of H. H. the Maharaja of Mysore.

File No. (if any) and its date—

Read:

1) Letter no 4573/240, dy 11/2/03 from the Excise Commr in Mysore, submitting the record of enquiry into the Inamdars' claim to the toddy revenue of Sarvamangam Yedahalli village, Nuguru &c. and

2) Letter no 6443/256 dy 11/2/04, from the same Officer, resubmitting the calendar in the case with the amount awarded to the Inamdars under rule 2 (under the Kind Farm System) entered therein, that no amount is due to them under rule 5 (under the preliminary D.D. System) & that a sum of Rs 75-10-0 has been advanced to them

Order:

U
10/3/04

No 624-5
E47/2-01
dy 21/3/04

There is only a grove but no toddy shop in the village. The Inamdars' claim to the Excise revenue from toddy, supported as it is by the Sanad, Inam title deed and long enjoyment, is allowed subject to rules 2 & 13 contained in G.O. nos. 2074-83/R.T. 166-92 dy 2/8/01 and 274-83/R.T. 166-92 dy 21/9/03 respectively.

2. In the Statement submitted by the Amildar the demand under frone rent for the years 1893-4 to 1896-7 is shown to have ~~been~~ amounted to Rs 144/ exclusive of local cess, and the same ~~this amount~~ is entered in the calendar as the amount awarded under rule 2, without any deduction on account of establishment charges etc, as required by the rule. In the same statement the demand under Tree-Tax for 1902-03 is shown to have been Rs 40, but the lumpsum grant to be made under rule 13 has not been fixed by the Investigating Officer or the Dy Commr.

3. The Excise Commr is requested to fix the sums due under rules 2 & 13 and submit a refund bill (in duplicate) for the balance payable to the Inamdars after deducting the amount already advanced. It is observed that altogether the demand under frone-rent was Rs 144 only Rs 130 have been collected

Offg Secretary.

0795.

14.3.04

To
The Excise Commr in Mysore returning the records
The Comptr | Mysore Govt

9

Proceedings of the Government of His Highness the Maharaja of Mysore, Excise, dated 21st March 1904.

READ—

(1) Letter No. 4572—240, dated the 11th February 1903, from the Excise Commissioner in Mysore, submitting the record of enquiry into the Inamdars' claim to the toddy revenue of Sarvamanyam Yedahalli village, Mysore taluk, and

(2) Letter No. 6443—256, dated the 11th February 1904, from the same officer, resubmitting the calendar in the case with the amount awarded to the Inamdars under Rule 2 (under the Vend Farm system) entered therein, that no amount is due to them under Rule 5 (under the preliminary Tree-tax system) and that a sum of Rs. 75-10-0 has been advanced to them.

No. 624-5—Ex. F. 12-01, DATED BANGALORE, 21ST MARCH 1904.

ORDER THEREON.—There is only a grove but no toddy shop in the village. The Inamdars' claim to the Excise revenue from toddy, supported as it is by the sannad, Inam title-deed and long enjoyment, is allowed, subject to Rules 2 and 13 contained in G. O. Nos. 2074-83—R. F. 166-92, dated the 2nd August 1901, and 274-83—R. F. 166-92, dated the 21st September 1903, respectively.

2. In the statements submitted by the Amildar, the demand under grove-rent for the years 1893-94 to 1896-97, is shown to have amounted to Rs. 144, exclusive of local cess, and the same is entered in the calendar as the amount awarded under Rule 2, without any deduction on account of establishment charges, etc., as required by the rule. In the same statement, the demand under tree-tax for 1902-03 is shown to have been Rs. 40, but the lump sum grant to be made under Rule 13 has not been fixed by the investigating officer or the Deputy Commissioner.

3. The Excise Commissioner is requested to fix the sums due under Rules 2 and 13 and submit a refund bill (in duplicate) for the balance payable to the Inamdars, after deducting the amount already advanced. It is observed that although the demand under grove-rent was Rs. 144, only Rs. 130 was collected.

B. K. VENKATAVARADA IYENGAR,
Offg. Secy. to Govt., Gen. & Rev. Depts.

To—The Excise Commissioner in Mysore, returning the records.
The Comptroller in Mysore.

Exd.—C.V.

1903-04

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

EXCISE

PROCEEDINGS

Dated 21st March 1904

No. 624-5 / Ex. F. 12-01

Allowing the claim of the Inamdar of Yedahalli village, Mysore Taluk, to th toddy Excise revenue of the village.

SBP—2-4-04—50